

1 AN ACT concerning finance.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 1. Short title. This Act may be cited as the
5 Charitable Trust Stabilization Act.

6 Section 5. The Charitable Trust Stabilization Fund.

7 (a) The Charitable Trust Stabilization Fund is created as a
8 special fund in the State treasury. From appropriations from
9 the Fund, the Charitable Trust Stabilization Committee shall
10 make grants to public and private entities in the State for the
11 purposes set forth under subsection (b). Moneys received for
12 the purposes of this Section, including, without limitation,
13 retained grant awards under Section 15 and appropriations,
14 gifts, grants, and awards from any public or private entity,
15 must be deposited into the Fund. Any interest earnings that are
16 attributable to moneys in the Fund must be deposited into the
17 Fund.

18 (b) Moneys in the Fund may be used only for the following
19 purposes:

20 (1) short-term, low-interest loans to participating
21 organizations that experience temporary cash-flow
22 shortages;

23 (2) business loans to participating organizations for

1 the purpose of expanding their capacity or operations;

2 (3) grants for the start-up purposes of participating
3 organizations; and

4 (4) the administration of the Fund and this Act.

5 (c) Moneys in the Fund must be allocated as follows:

6 (1) 20% of the amount deposited into the Fund in the
7 fiscal year must be set aside for the operating budget of
8 the Fund for the next fiscal year, but the operating budget
9 of the Fund may not exceed \$4,000,000 in any fiscal year;

10 (2) 50% must be available for the purposes set forth
11 under subsection (b); and

12 (3) 30% must be invested for the purpose of earning
13 interest or other investment income.

14 (d) As soon as practical after the effective date of this
15 Act, the State Treasurer must transfer the amount of \$1,000,000
16 from the General Revenue Fund to the Charitable Trust
17 Stabilization Fund. On the June 30 that occurs in the third
18 year after the transfer to the Charitable Trust Stabilization
19 Fund, the Treasurer must transfer the amount of \$1,000,000 from
20 the Charitable Trust Stabilization Fund to the General Revenue
21 Fund. If, on that date, less than \$1,000,000 is available for
22 transfer, then the Treasurer must transfer the remaining
23 balance of the Charitable Trust Stabilization Fund to the
24 General Revenue Fund, and on each June 30 thereafter must
25 transfer any balance in the Charitable Trust Stabilization Fund
26 to the General Revenue Fund until the aggregate amount of

1 \$1,000,000 has been transferred.

2 Section 10. The Charitable Trust Stabilization Committee.

3 (a) The Charitable Trust Stabilization Committee is
4 created. The Committee consists of the following members:

5 (1) the Lieutenant Governor or his or her designee, who
6 shall serve as co-chair of the Committee;

7 (2) the State Treasurer or his or her designee, who
8 shall serve as co-chair of the Committee;

9 (3) the Attorney General or his or her designee;

10 (4) the Director or his or her designee of each State
11 agency that provides grants to or contracts with
12 not-for-profit agencies in Illinois;

13 (5) the chief executive officer of the Division of
14 Financial Institutions in the Department of Financial and
15 Professional Regulations; and

16 (6) at least 5 but no more than 11 private citizens,
17 who shall serve a term of 6 years, appointed by the State
18 Treasurer.

19 (b) The Committee may adopt bylaws; it must meet at least
20 once each calendar quarter; and it may establish committees and
21 officers as it deems necessary. For purposes of Committee
22 meetings, a quorum is a majority of the members. Meetings of
23 the Committee are subject to the Open Meetings Act. The
24 Committee must afford an opportunity for public comment at each
25 of its meetings.

1 (c) Committee members shall serve without compensation,
2 but may be reimbursed for their reasonable travel expenses from
3 funds available for that purpose. The Department of Commerce
4 and Economic Opportunity shall provide staff and
5 administrative support services to the task force.

6 (d) The Committee shall administer the Charitable Trust
7 Stabilization Fund. The Committee may employ the services of a
8 director. The director must have extensive experience in
9 building and funding not-for-profit ventures. The director
10 must:

11 (1) develop and implement an annual work plan based on
12 the goals set forth by the Committee;

13 (2) attend the Committee meetings and provide reports
14 of the progress on the annual work plan;

15 (3) develop and maintain a database of all
16 organizations that have elected to participate under this
17 Act; and

18 (4) publicize the Charitable Trust Stabilization Fund
19 to eligible organizations.

20 Section 15. Participating organizations.

21 (a) An eligible organization may elect to participate in
22 the Charitable Trust Stabilization Program under this Act. To
23 participate, the eligible organization must agree to have 3% of
24 the proceeds received by that organization from a grant award
25 or contract with any State agency placed in the Charitable

1 Trust Stabilization Fund.

2 (b) To be an eligible organization, the organization must
3 be a community-based organization or other not-for-profit
4 entity that:

5 (1) is a not-for-profit corporation that is exempt from
6 federal income taxation under Section 501(c)(3) of the
7 federal Internal Revenue Code of 1986;

8 (2) is organized under the General Not for Profit
9 Corporation Act of 1986 for the purpose of providing
10 charitable services to the community;

11 (3) complies with the provisions of the Charitable
12 Trust Act; and

13 (4) received a grant or contract from a State agency
14 within the previous 24 months.

15 Section 20. Permissive application. The grant program
16 under this Act is permissive and is subject to appropriation by
17 the General Assembly.

18 Section 90. The State Finance Act is amended by adding
19 Section 5.675 as follows:

20 (30 ILCS 105/5.675 new)

21 Sec. 5.675. The Charitable Trust Stabilization Fund.